Hedges having died intestate.

That at the time of his death the said Gideon M. Hedges was seized and possessed of a certa-4th. in lot of real estate, consisting of a house and lot of ground, situated, lying and being on the North side of East Patrick Street, in Frederick City, in Frederick County, in the State of Maryland, said real estate being the same as described in the deed from Rachel V. Fout, widow, bs Gideon M. Hedges, dated March 1st, in the year 1912, and recorded in Liber H.W.B.No.300, at folios, 54, etc., one of the Land Pecords of Frederick County, Maryland, a duly certified copy of which said deed if filed herewith as a part hereof and marked "Ehhibit A"; -said real estate being the same as described in the deed from Hannah N. Wahlen, et al to Rachel V. Fout, dated May 4th in the year 1899, and recorded in Liber D.H.H.No.3, folio 680, one of the Land Records of Frederick County, Maryland, a duly certified copy of which said Deed, is herewith filed as a part hereof, and marked "Ekhibit B"; - said real estate having been the dwelling house property of the said Gideon M. Hedges at the time of his death, and also of your Oratrix, Annie P. He ges, it being now the desire of your Oratrix, Annie P. Hedges to quit and remove from the possession of said real estate, and leave the same tenantless. 5th. That, said real estate is not susceptible of partition or division among the parties unterested and entitled thereto without great loss, damage and injury, and that it is and will be to the interest and advantage of your Orators, and particularly to the infant Defendant, that said real estate be sold under the direction of your Honorable Court, and the net proceeds arising from said sale be divided among your Oratrix and said infant Defendant as their respective interests may appear and as they will be entitled.

WHEREFORE, your Orators pray your Honors for the following relief; -

1st. That, your Honors will pass the Decree of your Honorable Court, that the real estate named in said "Exhibit A" and "Exhibit B", and of which said Gideon M. Hedges died seized and possessed, be sold, and that a trustee be appointed by your Honorable Court to make said sale, to the end that the net proceeds arising therefrom may be distributed under the further order of your Honorable Court unto such persons as mat be entitled thereto.

2nd. And, for such other and further relief to which your Orators may be entitled in the premises, and as unto your Honors will seem to be just and equitable.

May it please your Honors to grant unto your Orators the writ of subpoens, directed unto the said infant Defendant, Elmer Berriker, resident of Baltimore Couty, in the State of Maryland, directing and commanding him to be and a pear in your Honorable Court on some certain day to be named therein, either in person, or by his duly appointed and constituted Guardian, and answer the premises and abide by and perform such Decree as will be passed therein.

And as in duty bound, etc., (Filed August 29, 1925)

Test; Henry Hunson Maulsby.

Jacob Rohrback Solicitor for Plaintiffs.

Rachel V. Fout

(seal)

At the request of Gideon M. Hedges the following Deed is Received for Record and Recorded March 1,1912, at 9.35

O'clock A.M. Test; Harry W. Bowers, Clerk.

This Deed made this First day of March in the year Nineteen Hundred and Twelve, by me Rachel V. Fout (Widow) Witnesseth, that for and in consideration of the sum of Ten Dollars and other valuable consideration I, the said Rachel V. Fout (Widow) do bargain and sell, grant and convey unto Gideon M. Hedges, his heirs and assigns, in fee simple that property situated on the North side of East Patrick Street in the City of Frederick, Maryland, consisting of a house and lot now bearing Number 305 and which said property was conveyed to me in fee simple by Hannan N. Whalen, Elizabeth C. Kessler and Thomas Kessler her husband, Mary E. Whalen and Ellen A. Whalen by deed bearing date May 4th, 1899, and of Record in Liber D. H. H. 3 Folio 680, one of the Land Pecords of Frederick County, by reference to which said deed a more particular description of said property and premises will fully and at large appear. And I the said Rachel V. Fout covenant that I will warrent specially the property hereby granted. Witness my hand and seal.